



Austin City Council MINUTES

For OCTOBER 25, 1984 - 9:00 A.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Ron Mullen
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Mark Rose
Roger Duncan
Sally Shipman
Mark E. Spaeth
Charles E. Urdy

Jorge Carrasco
City Manager

Elden Aldridge
City Clerk

Memorandum To:

Mayor Mullen called to order the meeting of the Council, scheduled for 9:00 a.m., noting the absence of Councilmember Urdy, who entered the Council Chamber later in the day.

CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (6-0 Vote, Councilmember Urdy absent)

1982 Uniform Fire Code

Approved amending Part 3 of Ordinance N. 831110-D, the Local Requirements to the 1982 Uniform Fire Code".

Montopolis

Approved extending the date of the Grandfather exemption from the Montopolis Area Interim Development Controls Ordinance (No. 840913-K, Part 6) for 30 days to permit Planning Commission action on zoning cases C14-84-310 and C14-84-273)

Zoning Ordinances

Amended Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following changes:

10/25/84

- a. AUSTIN MALL COMPANY 3000-3108 Tamarron From "LR" 1st H&A
By Walter Vackar Blvd., 2026-2526 to "LR" 2nd H&A
C14r-83-212 MoPac Blvd., and 1906
Doris Ann Blvd.
- (5-1-0 Vote, Councilmember Rose voted No,
Councilmember Urdy absent.)
- b. GLORIA COLE WINDRUM 1501 Koenig Lane From "A" 1st H&A
By Roger S. Falk to "O-1" 1st H&A
C14-84-048
- c. PETE VESCOVO & 1301-1305 W. 25th St. From "B" 1st H&A
EDWARD GILLIEN to "O-1" 2nd H&A
By Donna H. Kristaponis
C14-84-196 This was reconsidered later in the
day and EMERGENCY PASSAGE was approved,
on Councilmember Rose's motion, Mayor
Pro Tem Trevino's second, 6-0 Vote,
Mayor Mullen absent.
- d. JAMES E. PAYNE 426 Dittmar Road From Interim "A" 1st H&A
By Barry M. Campbell to "A-2" 1st H&A
C14-83-329
- e. MORRIS DEVELOPMENTS, 9600 Research From Interim "AA" 1st
INC. Boulevard H&A to "GR" 2nd & 3rd
TRAMMELL CROW COMPANY H&A
By David Boderman
C14r-84-135

Shipman absent and Councilmember Mark Spaeth out of the room.
Conditions have been met.

- f. SANFORD L. GOTTESMAN Proposed Braker Lane From Interim "AA" 1st
By Julie Gamble H&A to "DL" 1st H&A
C14-83-115

Operating Budget

Amended the 1984-85 Operating Budget by:

- a. Appropriating \$200,000 from the Aviation Fund Ending
Balance to increase the CIP Transfer to \$3,410,300.

BUDGET - (Continued)

- b. Appropriating \$40,500 from Civic Center Reserve Fund ending balance and transferring to increase the CIP budget to fund Civic Center Feasibility Study.

CIP Budget

Amended the Capital Improvements Program budget by appropriating the following additional funds:

- a. Remote Vehicle Parking w/Shuttle I - \$150,000
C.I.P. No. 83/81-02
- b. Terminal Graphics - \$25,000 C.I.P. No. 82/81-03
- c. Information Booth - \$25,000 C.I.P. No. 85/81-10
- d. Civic Center Feasibility Study - \$40,000

CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Duncan's second, adopted the following resolutions in one consent motion: (6-0 Vote, Councilmember Urdy absent)

Conveyance of Property

Approved the conveyance of 15,148 square feet of surplus City-owned property adjacent to parcel 183, Loop 1 to John Joseph.

Easement Release

Approved release of the following easements:

- a. 2.5' of the 5.0' Public Utility Easement of Lot 2, Block A, Spicewood Offices Subdivision. (This request has been submitted by Mr. Ron A. Lefebvre)
- b. The 10' Public Utility Easement on Lot 15, Block C, Cat Mountain Villas III-A, 4732 Twin Valley Drive. (This request has been submitted by Ms. Teresa Nuckols on behalf of Jack Nation Builders)
- c. Electric Easements recorded in Volume 441, Page 65, and Volume 419, Page 137, of the Travis County Deed Records insofar as they affect Lot 1, Palm Harbor Subdivision. (This request has been submitted by the Pioneer Title Company)
- d. The Guy Wire Easement located on the common property line of Lot 91 and 92, Tarrytown No. 6, 2304 Bowman. (This request has been submitted by Ms. Katherine Swaim)

EASEMENT RELEASE - (Continued)

- e. A 6,943 square foot portion of a right-of-way easement granted to the City of Austin from the University of Texas recorded in Volume 8122, Page 601, of the Travis County Deed Records, Braker Lane at U.S. 183. (The request has been submitted by Dr. Hugh Walls of the University of Texas at Austin.)

Capital Improvements Program

Approved acquisition of a drainage easement for the MoPac Cherry Meadows, Phase 2 Drainage Improvement Project. C.I.P. No. 81/60-01.

Change Orders

Approved the following change orders:

- a. In the amount of \$49,160.00 to Garey Construction Company for constructing William Canon Drive, Phase 1. (3.54% increase of the original contract) C.I.P. No. 76/62-12.
- b. In the amount of \$26,391.00 to Robert Jentsch Construction Company for Cherry Creek Drainage Improvements, Phase IV. (5.65% increase of the original contract) C.I.P. No. 76/60-04.
- c. In the amount of \$8,847.75 to Austin Road Company for North Bluff Drive, Phase 1, utility relocation work. (1.46% increase of the original contract) C.I.P. No. 78/62-32.
- d. In the amount of \$84,899.88 to Garey Construction Company for 1983 Interim Landside Parking Lot Improvements at Robert Mueller Municipal Airport. (8.83% increase of the original contract) C.I.P. No. 83/81-02

Contracts Approved

Approved the following contracts:

- a. FOUST EXCAVATING, INC.
P. O. Box 706
Manor, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Silverstone Subdivision,
Phase 2, Section 2, Electric
Utility Department
Total \$36,238.95 C.I.P. No.
84/15-01

CONTRACTS - (Continued)

- b. JOE MCDANIEL CONSTRUCTION CO.
15203 Highway 71 West
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Foundations and Underground
Ductline for Kingsbery Circuit
944 Termination, Pilot Knob
Circuit 944 Termination, and
Hi-cross Circuit 918 Termination,
Electric Utility Department
Total \$59,400.00 C.I.P. Nos.
77/16-02 & 79/16-04
- c. AUSTIN ROAD COMPANY
428 E. Anderson
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Street, Drainage and Water and
Wastewater Improvements, Public
Works Department, CDD No. 18
Total \$1,032,991.30 C.I.P. Nos.
75/62-20, 83/22-03 & 83/23-03
- d. LABRY COMMERCIAL INTERIORS
312 Congress Avenue
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Open Office System, Public Works
Department - Total \$11,730.40
80/72-03
- e. AMERICAN PETROFINA MARKETING, INC.
2nd and Scurry Street
Big Spring, Texas
- Cut-Back Asphalt Cement, Public
Works Department
Twelve (12) Month Supply Agreement
Total \$30,030.00 84-0363-AV
- f. YOUNG & PRATT, INC.
6730 Hwy 290 West
Austin, Texas
- Twenty-ton Roof Top Air
Conditioning Unit, Public Works
Department -\$23,100.00
85-0001-MB
- g. SOUTHERN SAFETY SALES
P. O. Box 4065
Austin, Texas
- Medical Air Compressor,
Brackenridge Hospital
Total \$73,169.00 BP4-1278
- h. JOHNSON & JOHNSON
P. O. Box 2004
New Brunswick, New Jersey
- Bulky Bandage, Brackenridge
Hospital
Item 1 - \$32,499.87 BS4-1016
- i. CHICKERING OIL & SUPPLY COMPANY
9038 North Interstate Highway 35
Austin, Texas
- Anti-freeze, Vehicle and Equipment
Services Department
Twelve (12) Month Supply Agreement
Item 1 - \$17,760.00 84-0364-AV
- j. JOHNSON INTERNATIONAL MATERIALS,
INC. (MBE)
2908 Boca Chica Boulevard
Brownsville, Texas
- Disposable Wiping Rags, Central
Stores Department
Twelve (12) Month Supply Agreement
Total \$30,800.00 84-0359-GW

CONTRACTS - (Continued)

- k. PAUL ANDERSON COMPANY - Clasp Envelopes, Office Services
3485 Fredericksburg Road Division
San Antonio, Texas Twelve (12) Month Supply Agreement
Item 1-12 - \$9,500.00
84-0361-GW
1. ALLIED TUBE & CONDUIT CORPORATION - Traffic Sign Posts, Urban
16100 South Latrop Transportation Department
Harvey, Illinois Twelve (12) Month Supply Agreement
Item 1-4 - \$26,597.62
84-0375-AV

Physician Services

Approve renewal of the following contracts for Physician Services provided to medically indigent patients at Brackenridge Hospital:

- a. Capital Anesthesiology Associates for Anesthesiology Physician Services - \$380,000.00.
- b. Austin Urology Associates for Urological Physician Services - \$20,000.00.
- c. Capital Neurosurgery Associates and Austin Neurological Association for Neurosurgeons Physician Services - \$70,000.00.
- d. Dr. David Tobey and Associates of Otorhinolaryngological (ENT) Physician Services - \$25,000.00.
- e. Deborah C. Peel, M.D. and Associates for Psychiatric Physician Services - \$10,000.00.
- f. Dr. James McNabb and Associates for Ophthalmological Physician Services - \$26,000.00.
- g. Austin Oral Surgery Society for Oral Surgery Physician Services - \$25,000.00.

Disposal of Surplus Vehicles

Approved to dispose of surplus vehicles and vehicular communications equipment by auction method on November 3, 1984.

College Credit for AFD Recruits

Approved entering into a contract with Austin Community College to provide college credit hours for Austin Fire Department recruits.

Public Hearings Set

Set public hearings on the following:

- a. Moore's Crossing MUD: November 8, 1984 at 2:45 p.m.
- b. Bear Creek at Austin MUD: November 15, 1984 at 3 p.m.
- c. Discuss the St. Elmo Road Area Study: November 8, 1984
at 3:15 p.m.
- d. Discuss developer proposals on the Municipal Office
Complex: December 6, 1984 at 3:30 p.m.
- e. An appeal from Mr. John F. McIntyre of the Planning
Commission's decision to deny a Special Permit for South
MoPac office building/office, 1901 Capital Parkway.
(C14p-84-075): November 15, 1984 at 5 p.m.
- f. An appeal from Mr. Otis Budd, representing Sunset View
Neighborhood Association, of the Planning Commission's
decision to grant a Special Permit for development located
at 8120 Research. C14p-84-073. November 15, 1984 at 5:30 p.m.
- g. To discuss additional view corridors to the Capitol View
Corridor Ordinance: December 6, 1984 at 1:45 p.m.

Fuel

Approved a long term contract with Valley View Energy Corporation to provide the City of Austin with up to 100 Megawatts of electric power from two cattle manure-fueled generation facilities located in the Texas Panhandle.

West Bull Creek Area Water System

Approved an agreement regarding the construction of improvements to the water system in the West Bull Creek Area.

Council later reconsidered the item on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Rose's second, directed that this item be brought back on the November 8, 1984 agenda. (7-0 Vote)

ITEM TO BE BROUGHT BACK

Third reading of an ordinance amending Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following change will be on the November 8, 1984 agenda:

ITEM - (Continued)

O.D. KENDRICK & 7002-7004 Manchaca
CURTIS BAGGE 2000-2002 Mimosa
C14-83-335

From "A" 1st H&A
to "O-1" 1st H&A

EXECUTIVE SESSION

Mayor Mullen announced Council would go into Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss the following matters:

Pending Litigation:

- (1) Houston Lighting and Power Company, et al v. Brown and Root, et al in Matagorda County, and City of Austin vs. Houston Lighting and Power Company in Travis County - Section 2, Paragraph e.
- (2) Intervention in the Houston Lighting and Power Rate Case before Public Utility Commission - Section 2, Paragraph e.

and after such closed or Executive Session any action to be taken shall be done in open session.

RECESS

Council recessed its meeting at 10:00 a.m. and resumed its recessed meeting at 1:00 p.m.

UTILITY CONTRACT PROBLEM

Mr. Larry Langley appeared before Council to discuss a utility contract problem at IH 35 S and Comal Bluffs.

UTILITY COMMITMENT PROBLEM

Mr. Jim Nias appeared before Council to discuss a utility commitment problem at U.S. Highway 290 W. and State Highway 71. He said he represents Bradshaw and Looney. They leased property to the City for getting effluent out and are asking for 34 LUE's to 21 acres in Oak Hill. After discussion, City Manager Carrasco said the City will continue to work on the capacity problem and in the mean time everything will stay as it is.

EXEMPTION REQUESTED

Mr. Michael McAndrew appeared before Council to request exemption from Montopolis Area Planning and Zoning Change Moratorium for the Cattleman State Bank and the Montopolis Tomgro Grocery store.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Duncan's second, waived the requirement for three readings and finally passed an ordinance amending the Montopolis Area Planning & Zoning Change Moratorium to exempt the Cattleman State Bank & Tomgro Grocery Store. (6-0 Vote, Councilmember Spaeth out of the room.)

NO ACTION TAKEN ON REQUEST

Council took no action on the request of Mr. Dick Rathgeber that Council grant one LUE in Williamson Creek Area for emergency hookup of a warehouse showroom. Therefore, the request was denied.

STORM WINDOWS ON A TEST STRUCTURE

Mr. Michael Guarino appeared before Council to request their permission to install storm windows on a test structure or home of the City's choice (at no charge) to evaluate their effectiveness. He said Jerry Lawson, Energy Resource Director, has said it will take 15 years to repay storm windows in the Austin climate. Mr. Guarino said this is not true and they want to put storm windows on a test structure as part of energy management.

Jerry Lawson said they have done careful research of storm windows and have found storm windows in Austin are not cost effective. He said if a residence has a gas furnace, it takes 23 years to make up the cost. Even in Minnesota it takes 18 years to pay back storm doors and 12 years to pay back storm windows. Realistically it would take 26 years to pay back the cost in the Austin area.

Council directed the City Manager to direct the staff to report back on November 8, 1984.

CITIZEN APPEARED LATER

Mr. Carey Jones did not appear under Citizen Communications as requested, but appeared later concerning amending Restrictive Covenant #3 relating to street alignment.

CITIZEN DID NOT APPEAR

Mr. John Sabo, who had requested to appear before Council concerning replacement of a fireline (water) to Nixon Lane from MLK to deadend, did not appear.

HUD

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, approved the request of Mr. Marcos de Leon for certification of grant submitted by East Austin Chicano Economic Development Corporation to HUD Neighborhood Development Demonstration Program. (7-0 Vote)

TAXI CABS

Terral Smith appeared before Council requesting them to adopt a proposed amendment to Article II, Chapter 8-7 relating to the operation of taxi cabs. He said, "Last week you passed a taxicab ordinance which had two changes on third reading the ordinance on first and second reading did not have. Those changes had a significant impact on Harlem Cab and my client Roy Liveoak.The one thing you put in I did not disagree with and that was the same person cannot own two cab franchises. We would like, however, to have six months to comply with that by either selling the franchise or merging the franchises. There have been some negotiations to try to sell the Harlem franchise in compliance. The people had no money, so now it looks like we need to merge the two franchises, paint the cars, and get permits from the City for merger. It will take about six months.Part 2 of my proposed amendment has to do with the effective date of this ordinance. It surprised me when you moved the effective date from January 1, 1985 to this coming Monday. You did not renew Harlem Cab when it first came up for its franchise. As a result the franchise expired and because of its expiration you passed an emergency ordinance to allow people to have franchises and operate them without an ordinance so they can continue to operate. That is how Harlem Cab is operating right now but that will no longer be possible, come Monday. That would mean 59 cabs would be parked, 59 drivers would be jobless and East Austin and the airport would not really be taken care of because Harlem Cab primarily handles those two areas. I ask that you make the franchise effective January 1, or make some condition so Harlem can continue to operate until such time that you have formally approved that franchise or the franchises have merged."

Motion

Councilmember Rose made a motion, waiving the requirement for three readings and finally passing an ordinance amending Article II, Chapter 8-7 relating to the operation of taxicabs becoming effective immediately.

Paul Isham, City Attorney, stated: "The new franchise change provisions you want effective January 1, 1985." Mr. Isham referred to last September when all the cab companies were without a franchise and said they could continue to operate until the third reading. Mr. Smith said that would be fine and the rest of the provisions of the ordinance he has no problem with.

Councilmember Rose asked Mr. Isham for language for the motion.

TAXI CABS - (Continued)

Mr. Isham said, "Remove Part II and move to adopt the amendments to Section 8.7-82 and then incorporate in that motion that Harlem Cab Company will be permitted to continue to operate without a franchise until such time as Council considers the third reading of Harlem's franchise application. Therefore you are not binding yourself to pass that third reading but at least they can operate until you consider the third reading."

Motion Amended

The Council, on Councilmember Rose's motion, Councilmember Spaeth's second, waived the requirement for three readings and finally passed an ordinance amending Section 8.7-82; and Harlem Cab Company will be permitted to continue to operate without a franchise until such time as Council considers the third reading of Harlem's franchise application. (7-0 Vote)

ELECTRIC RATE SETTLEMENT

Mayor Mullen opened the public hearing set for 2:30 p.m. . . establishing the electric rate settlement tariffs approved by the Texas Public Utility Commission, effective November 1, 1984.

City Manager Carrasco said they would delay on the action. They had thought PUC was going to act earlier and want to delay the hearing until the action. "The effective date for the rate increase will need to be December 1 rather than November 1."

No one appeared to speak.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, closed the public hearing. (7-0 Vote)

WASTEWATER TAP MORATORIUM

Council had before them for consideration an ordinance amending the Wastewater Tap Moratorium Ordinance.

James Thompson, Director of Water and Wastewater, stated several homes in the Williamson Creek area have been constructed and there is no wastewater available. Now, there are 4300 LUE's being requested in the area. City Manager Carrasco cited the freeboard inches in Williamson Creek pond and said the City needs a guaranteed source of capacity.

Councilmember Shipman said it is not good to truck sewage 24 hours a day on IH 35. It creates a threat to public health and welfare.

MORATORIUM - (Continued)

Councilmember Duncan said if Council allows this then other builders will want to do the same thing. Councilmember Rose said it will be treated effluent. Before when trucking was done it was raw sewage.

Motion

The Council, on Councilmember Spaeth's motion, Mayor Mullen's second, directed the City Manager to direct staff to continue to work on the wastewater plant, try to resolve the trucking matter, and go to regulatory agencies. (4-3 Vote, Councilmembers Duncan, Rose and Shipman voted No.)

WASTEWATER TREATMENT FACILITY

The Council, on Councilmember Spaeth's motion, Mayor Mullen's second, adopted a resolution authorizing the construction of a 1.6 MGD Wastewater Treatment Facility. (7-0 Vote)

PUBLIC EVENT FACILITY RATE SCHEDULE

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 820923-U (Public Event Facility Rate Schedule) to include minor adjustments to various fees. (6-0 Vote, Councilmember Spaeth out of the room.)

OAK HILL WATER SYSTEM IMPROVEMENTS

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, adopted a resolution to enter into a contract for project management services for design and construction of the Oak Hill Water System Improvements. (7-0 Vote)

AUSTIN CIVIC CENTER

Council had before them a resolution to consider approval of selection of a consultant to provide the City of Austin with consultant services for Phase I of the Austin Civic Center.

Mayor Mullen said the prime recommendation is ROMA. Joe Jerkins, said "we need to get on with this and do a feasibility study right away." Will Davis of the Coalition for Civic and Conservation Center, said there should be no further delay in starting on the Civic Center.

Motion

Councilmember Duncan made a motion, seconded by Councilmember Spaeth to select the secondary recommendation Skidmore, Owens and Morrow. → Merrill

Substitute Motion - DIED FOR LACK OF SECOND

Councilmember Shipman offered a substitute motion to select ROMA as recommended by staff. There was no second to the motion.

Roll Call on Motion
7-0 Vote

ZONING HEARING

Mayor Mullen opened the zoning hearing set for 3:00 p.m. Council heard, closed the public hearing and denied the request for a zoning change on the following:

C14-84	CRAIG D. CAMPBELL	1114 West 22½ St.	From "A" 1st H&A
154			To "B" 1st H&A
			NOT RECOMMENDED
			<u>DENIED</u>

Craig Campbell, applicant, said there are very few family residences in the neighborhood. He will accept "BB" zoning.

Marie Gaines, OLDS, said there is a valid petition because this area is a "viable residential enclave". She said staff recommends Council consider "BB".

Charles Nemir, O.H. Radke, Susan Frost and John Browning opposed the zoning change.

Craig Campbell said the integrity of the neighborhood is already destroyed by previous zoning.

(On Councilmember Shipman's motion, Councilmember Duncan's second, 6-0 Vote, Councilmember Rose out of the room.)

RECESS

Council recessed its meeting at 4:30 p.m. and resumed its recessed meeting at 4:40 p.m.

PUBLIC HEARING POSTPONED

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, postponed the following public hearing until November 8, 1984 at 2:15 p.m.: (7-0 Vote)

Amendment to the Zoning Ordinance (Chapter 13-2) of the Austin City Code permitting berm signs in "BB" or less restrictive districts and providing a definition and development standards for berm signs.

SOUTHERN UNION GAS COMPANY
TRANSPORTATION RATE

Mayor Mullen opened the public hearing set for 4:15 p.m. on adoption of transportation rate for Southern Union Gas Company.

Jerry Lawson, Office of Resource Management, outlined the rate. Carl Shahady, Assistant City Attorney, recommends approval.

Barbara Cilley spoke about the rate.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Urdy's second, closed the public hearing and accepted staff recommendation for transportation rate for Southern Union Gas Company; and to continue until November 8, 1984 the hearing on the residential conservation service rate. (7-0 Vote)

ZONING HEARING

Mayor Mullen announced Council would hear the zoning cases scheduled for 4:00 p.m. Council heard, closed the public hearings, and instructed the City Attorney to draw the necessary ordinances.

CI4r-84 TOPLETZ DEVELOP-
237 MENT COMPANY
By Donna Kristaponis

10909 FM 2222

From Interim "AA" 1st H&A
To "GR" 1st H&A
NOT RECOMMENDED
RECOMMENDED "GR" 1st H&A
for building footprint;
"O-1" 1st H&A for remainder.
Approved site plan subject
to providing an alternate
access to Riverplace and
closing easternmost access
nearest Riverplace.
GRANT AS RECOMMENDED AND ACCEPT
RECOMMENDATION OF TRANSPORTATION
DEPARTMENT

(see following page)

ZONING - (Continued)

Marie Gaines reviewed the application.

Ms. Donna Kristaponis, representing the applicant, also reviewed.

Councilmember Shipman said she will vote to deny because she does not think there should be retail development on FM 2222.

Motion

The Council, on Councilmember Rose's motion, Councilmember Spaeth's second, voted to grant as recommended by the Planning Commission. (5-2 Vote, Councilmembers Duncan and Shipman voted No.)

Motion to Reconsider

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, voted to reconsider the motion. (7-0 Vote)

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, accepted the recommendation of the Urban Transportation Department and granted the zoning change. (5-2 Vote, Councilmembers Duncan and Shipman voted No.)

FINDINGS AND RECOMMENDATIONS of Urban Transportation Department

A large percentage of the traffic attracted to this site would use RM 2222 as a major means of access. The projected additional traffic, while substantially increasing the 24 hour traffic volumes, would not impact peak period traffic flow on RM 2222. As shown in Figure 3, the peak period turning movements can be accommodated within the available gaps in traffic. Even with the overall increase, there would be adequate capacity on this road.

It is impossible to analyze the impact of increased traffic on Bonaventure Drive and Riverplace Blvd. since the

ZONING - (Continued)

committed traffic (from Riverplace subdivision) is unknown. both roadways are being designed and constructed as major arterials and should accomodate the commercial traffic generated by the site.

It is anticipated that a traffic signal would eventually be installed at the intersection of RM 2222 and Riverplace Blvd.. This signal would provide additional gaps west of Riverplace as well as protected left-turns onto Riverplace. It is recommended that a left-turn lane be provided at this intersection to provide left-turn storage and so as to not impact the through capacity of the inside lane. In addition, the recommended improvements for RM 2222, as identified in the Austin Metropolitan Roadway Plan, would insure increased through capacity and left-turn storage.

In summary, the existing and planned area roadways can accomodate the anticipated traffic attracted to this proposed retail shopping center. While traffic volumes would increase, there would still be adequate capacity to insure the smooth flow of through traffic. The sight distance and gaps in the traffic can provide for safe turning movements in and out of the site without affecting traffic operations.

10/25/84

ZONING - (Continued)

C14-84
203 GUY GOODWIN,
ET AL
By Cary D. Jones

4600-4914 Weidmar
Lane
707-909 Shelby Lane
900-904 Colonial Park
Drive

Valid Petition

From "A", "AA", "B", "O"
& "C" 1st H&A
To "A" & "B" 1st H&A
NOT RECOMMENDED
RECOMMENDED "AA" 1st H&A
for Tract 1 as per
agreement between property
owner and neighborhood;
grant "B" 1st H&A subject
to site plan, limited to
30 units per acre and
buffer for homes on
Colonial Park.
LEAVE ZONING AS IS

Marie Gaines reviewed and said there is a valid petition.

Cary Jones showed a plan of the area. Ron Patterson,
land planning consultant for the applicant, discussed the change
requested.

Ken Manning said in 1982 the neighborhood rejected permanent
zoning. He said they propose fewer units than can be put in the area.

Jo Norris, Battle Bend Springs, asked Council to approve the
staff recommendation.

Jerry Britt supports existing zoning. Sharon Gillespie is
against the change.

(On Mayor Pro Tem Trevino's motion, Mayor Mullen's second, 7-0 Vote)

C14r-84 LOOP 360
233 INVESTERS
By Randell W.
Livingston

912 West Loop 360
South

From Interim "A" 1st H&A
To "O" 4th H&A
NOT RECOMMENDED
RECOMMENDED "O-1" CTH
GRANT AS RECOMMENDED & AMENDED
BY APPLICANT

(On Councilmember Shipman's motion, Councilmember Rose's second, 7-0 Vote)

ZONING POSTPONED

Council postponed the hearing of the following zoning case until November 8, 1984 at 4 P.M.:

C14-84	BRABAND-WEIL	8947 F.M. 2244	From Interim "AA" 1st H&A
226	PARTNERSHIP		To "LR" 1st H&A
	By Terrence Lang		NOT RECOMMENDED
	Irion		RECOMMENDED "LR" 1st H&A
			for the existing building
			"O" 1st H&A for the balance
			of the tract, subject to PRA
			site plan.
			POSTPONED TO 11/8/84 AT 4 P.M.

(On Councilmember Rose's motion, Councilmember Duncan's second, 7-0 Vote)

RECESS

Council recessed its meeting at 5:45 and resumed its recessed meeting at 6:45 p.m.

PUBLIC HEARING - APPEAL RE WATERWAY PERMIT

Mayor Mullen opened the public hearing set for 4:30 p.m. on an appeal from Mr. John M. Joseph of the Office of Land Development Services decision to deny a Waterway Development permit for 5510 N. IH 35. #84-06-4160.

Mr. Joseph said they concur with staff recommendations.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, closed the public hearing and approved as recommended by staff. (see following) (7-0 Vote)

We have reviewed the application and found that all other criteria for the issuance of a Waterway Development Permit have been met. There are several issues that need to be considered for this appeal.

1. The new building is proposed to be constructed on pier and beams at an elevation seven (7) feet above the 100 year flood plain elevation.
2. The engineer for this project has certified and staff concurs, that there will be no additional adverse flooding of the surrounding property.
3. There will be no change in impervious cover on the site, because the proposed building will be built over an existing parking lot.

APPEAL - (Continued)

4. Proposition 19 of the recently approved 1984 City Bond Program includes funding for drainage improvements to the Tannehill Branch of Boggy Creek. These proposed improvements will lower the 100 year flood plain approximately one foot at the site, but the site will still remain approximately one foot below the 100 year flood plain. According to the Watershed Management Division of Public Works, it could take one to two years before these improvements could be built and functioning.
5. The applicant is in the process of obtaining an easement from the adjacent property owner on the north side. This easement is proposed to be the all weather access/flood escape for the proposed building.

Staff does not oppose the granting of this appeal due to the development having no adverse effect on the flood plain or on the flow characteristics of the existing channel. We would recommend that if the council does grant this appeal, the acquisition of the easement for the all weather access (as discussed in 5 above) and the construction of the all weather access be made a condition of granting this appeal. We would also recommend that compliance with Section 9-10-125 (h)(1)b be made a condition of granting this appeal. This section states: Appropriate notice signs, as approved by the Director of the Public Works Department, are posted if any water detention or water flow in such parking area may exceed a depth of eight (8) inches at any point.

PUBLIC HEARING - DEDICATION OF WASTEWATER EASEMENT

Mayor Mullen opened the public hearing set for 4:45 p.m. on dedication of a Wastewater Easement through a portion of Waller Creek Greenbelt. (Requested by Austin Avante Ventures, Ltd.)

No one appeared to be heard.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, closed the public hearing and approved dedication of a wastewater easement through a portion of Waller Creek Greenbelt. (Requested by Austin Avante Ventures, Ltd.) (7-0 Vote)

NORTHWEST GROWTH MANAGEMENT PLAN

Norm Standerfer, Director of Planning & Growth Management, presented the City Manager report on Northwest Growth Management Plan. He illustrated his report with a series of maps. Ron Wood, Director of Finance, presented the financing model for the area. Jim Thompson, Director of Water and Wastewater, discussed the water needs of the area. Jorge Carrasco, City Manager, stated full purpose annexation for the area will be considered.

Councilmember Rose said there should be a Council work session on the subject and a public hearing. Council agreed to a work session on November 5, 1984 at 3:30 p.m. and a public hearing on November 9, 1984 at 4:00 p.m.

CITY MANAGER REPORTS
NOT PRESENTED

The City Manager reports on Xeriscape Demonstration Garden Projects and Request for Exemption from Policy Regarding Funding Source for Sportsfield Improvements, were not presented.

PUBLIC HEARING - 3-M

Mayor Mullen opened the public hearing set for 4:45 p.m. on designating approximately 162 acres on RM 2222 near its intersection with FM 620, a Planned Development Area, a plant proposed by 3-M, Inc.

Larry Jaynes, representing 3-M Company, stated their plan to develop 162 acres on RM 2222 near 4 Points.

Bob Richardson, planner for 3-M showed the PDA plan. He said the plant will be for research and development only.

Phyllis Brinkley spoke against the plan, as did Dr. Taylor Ohlman, Palmer Wright, Jay Powell, Clancy Mullen, Millie Douglas, Mary Anderson, John Hrnclir, Mary Arnold, Smoot Carl-Mitchell, Waldi Browning, Tom Anderson, Shudde Fath, Jack Goodman.

Daron Butler, who represents 3-M, discussed their plans and stated they will pay for water lines, sewer lines and road improvements.

Motion

The Council, on Councilmember Rose's motion, Mayor Mullen's second, voted to continue the public hearing until November 15, 1984 at 6:30 p.m.

PUBLIC HEARING - AUSTIN TOMORROW COMPREHENSIVE PLAN

Mayor Mullen opened the public hearing set for 5:00 p.m. on the Planning Commission's recommendations for revisions to the Austin Tomorrow Comprehensive Plan, Chapter 4, Growth Management.

Councilmember Duncan said he wanted the public hearing continued to a later date. Joan Wilder, Helen F. McBeth, and Palmer Wright spoke.

Motion

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, voted to continue the public hearing to 11/29/84 at 5:00 p.m. (7-0 Vote)

PUBLIC HEARING - ANNEXATIONS

Mayor Mullen opened the public hearing set for 5:00 p.m. on seventeen proposed annexations.

Speakers included Mary Arnold, Leroy Lang, Steve Kennedy, Janet Klotz, Harold Cutsinger, Don Klein, Kirk Jeffrey, Bert Hooper, Virginia Lennox, Ken Manning, Joe Edgar, Larry Pickle, David Hutton, and others who did not identify themselves.

Mayor Mullen announced the Motorola Tract, as listed on the agenda, is not yet ready for full purpose annexation and probably would not be for a year or so.

Councilmember Rose said MUD's in limited purpose annexation should not be included.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Rose's second, closed the public hearing on annexation of the following: (7-0 Vote)

- a. C7a-83-018: Dick Nichols District Park, Ray Brown Subdivision and unplatted land (Full purpose)
- b. C7a-83-002: Woods of Westlake and surrounding land. (Full/ limited purpose)
- c. C7a-83-017: Area 21 (Full purpose)
- d. C7a-84-007: FM 2244 from Commons Ford to Hwy 71 (Limited purpose)
- e. C7a-84-008: Hwy 71 to Convict Hill Rd (Limited purpose)
- f. C7a-84-009: RM 620 from Comanche Trail to Hwy 71 (Limited purpose)
- g. C7a-84-010: RM 620 from the C.L.L. to Round Rock's ETJ (Limited purpose)
- h. C7a-84-011: Scenic Brook West, Windmill Run Subdivisions and Motorola Tract (Full purpose)
MOTOROLA TRACT PULLED OUT
& WILL NOT BE CONSIDERED.
- i. C7a-84-014: Westwoods Shopping Center (Conversion - limited to full purpose)
- j. C7a-84-015: Windridge Subdivision (Full purpose)
- k. C7a-84-016: Cat Mt. Area (4 tracts) (Full purpose)
- l. C7a-84-017: Corner of RM 620 & Hwy 183 (Full/limited purpose)
- m. C7a-84-018: Jester Estates and Champion Tract (Full purpose)

- n. C7a-84-019: Walnut Creek Area (Full purpose)
- o. C7a-84-020: Lamplight Village Area, Eubank Acres (Limited Purpose)
- p. C7a-84-021: Northwest area - Upper Bull Creek (Limited Purpose),
Balcones Village Subdivision (Full purpose)
- q. C7a-84-022: Mt. Bonnell Shores (Full/limited purpose)

ALL MUD'S PULLED & WILL NOT BE CONSIDERED
FOR INCLUSION IN LIMITED PURPOSE AREAS.

PUBLIC HEARING - SLOW GROWTH PROPOSAL

Mayor Mullen opened the public hearing set for 5:30 p.m. on Slow Growth Proposal.

The following people spoke in favor: Palmer Wright, Paul Robbins, Jack Goodman, Judy Walker, Jay Powell, John Hrcir, Smoot Carl-Mitchell, Clancy Mullen, Will Dibrell, Richard Grauvois, James Pinedo, Felix Rosales Jr., Taylor Ohlman, Dave Gamble, Shudde Fath, Phyllis Brinkley, Mary Anderson and David Hutton. Bill Scudder presented Council with a copy of his alternate proposal. City Clerk did not receive a copy.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Rose's second, closed the public hearing and bring back the item on the November 15, 1984 Council agenda. (7-0 Vote)

PUBLIC HEARING - RECONSIDERATION OF DRIVEWAY LOCATION FOR LOST CANYON CONDOMINIUMS

Mayor Mullen opened the public hearing set for 6:30 p.m. on reconsideration of driveway location for Lost Canyon Condominiums.

Council made no motion, so no action was taken.

PUBLIC HEARINGS TO BE CONTINUED

The following public hearings are to be continued:

HEARINGS CONTINUED - (Continued)

- Consider a proposed amendment to Chapter 13-2 and 13-2(a) (Zoning Ordinance) to provide for a Research & Development Use District, and provide a definition and development regulations for the Research & Development District: Continue to November 8, 1984 at 3:45 p.m.
- Curb Cuts on MoPac: November 15, 1984 at 5:00 p.m.
- North Travis County MUD's 1, 2 and 3: November 8, 1984 at 2 p.m.
- Amendment to the Zoning Ordinance (Chapter 13-2) of the Austin City Code to zone newly annexed property Interim "SR" Suburban Residence District: Continue to November 15, 1984 at 1:45 p.m.

Motion

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, voted the continuance of the above stated public hearings. (6-0 Vote, Mayor Mullen had left the Council Chamber)

BRODIE LANE PROJECT

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, adopted a resolution authorizing an interlocal agreement with Travis County for the amendment of a City Contract with Lockwood, Andrews, and Newman, Inc., to provide for designing the County's phase of the Brodie Lane Project. (Cost to be reimbursed by the County) (6-0 Vote, Mayor Mullen absent)

ADJOURNMENT

Council adjourned its meeting at 1:15 a.m., October 26, 1984.